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In re Application of
ATKINSON (deceased)
Application No.: 10/583,215
PCT No.: PCT/AU2004/001766
Int. Filing Date: 16 December 2004
Priority Date: 18 December 2003
Atty. Docket No.: 04465/026001
For: HYBRID CONSTRUCTION
ELECTRIC MACHINE

DECISION

This is a decision on applicant's "RENEWED REQUEST UNDER 37 CFR 1.42" which was filed in the U.S. Patent and Trademark Office (USPTO) on 22 January 2008. The request is **GRANTED** as discussed below.

On 21 November 2007, this office mailed a decision dismissing applicant's initial request for acceptance of the application under 37 CFR 1.42 on the grounds that the declaration filed 30 July 2007, was not in compliance with 37 CFR 1.497(b)(2).

On 22 January 2008, applicant filed the present response which was accompanied by a new declaration executed by Daphne Atkinson as the legal representative of the deceased inventor, Donald Atkinson.

A review of the application file reveals that the present declaration by Daphne Atkinson, when viewed in combination with the declaration filed 30 July 2007, satisfies the requirements of 37 CFR 1.497(b)(2), and thus the requirements for entry into the national stage under 35 U.S.C. 371.

The application has an international filing date of 16 December 2004, under 35 U.S.C. 363, and a 35 U.S.C. 371(c)(1), (2), and (4) date of **22 January 2008**.

This application is being forwarded to the National Stage Processing Branch of the International Division for further processing in accordance with this decision.

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